



UMO 1482.1  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. 09/685,296

Inventor Douglas R. Randall

Filed October 10, 2000

Confirmation No. 4557

For USE OF DNA ENCODING PLASTID PYRUVATE DEHYDROGENASE AND  
BRANCHED CHAIN OXOACID DEHYDROGENASE COMPONENTS TO ENHANCE  
POLYHYDROXYALKANOATE BIOSYNTHESIS IN PLANTS

Examiner Russell Kallis

December 18, 2003

LETTER REGARDING ERROR IN PATENT TERM ADJUSTMENT

TO THE COMMISSIONER FOR PATENTS,

SIR:

The Notice of Allowance mailed October 2, 2003, in the above-identified application indicates a Patent Term Adjustment of 64 days. Applicant hereby notifies the Office that the term adjustment is thought to be longer than appropriate, pursuant to Comment 43 of the rules listed in Federal Register Vol. 65, No. 181 at page 56387 (Sept. 18, 2000).

The Office has indicated that the application is entitled to a patent term adjustment of sixty-four (64) days. However, applicant believes that the correct adjustment is forty-two (42) days. According to the Adjustment History in PAIR, the Adjustment includes: a delay, by the Office, of 133 days in the issuance of a first action; and, a delay of 69 days in applicant's response to the second office action. Omitted from the PAIR History is a delay, by the applicant, of 22 days in responding to the Final Rejection. Accordingly, the patent term adjustment should be forty-two days.

Applicant believes that no fee is due for the filing of this letter.

Respectfully submitted,

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